

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 7/3/2017	NEED RESPONSE BY: 7/18/2017
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Shasta County HHSA	
3. PHONE NO.:	7. SUBJECT: 50/50 Custody	
4. REGULATION CITE(S): 63-402.151; 63-402.151(b)	8. REFERENCES: (Include ACL/ACIN, court cases, etc. in references) NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

Mom and Dad have 50/50 custody of their two children. Mom submits an application to add Child 1 to her active CalFresh case; both children are currently aided on Dad's CalWORKs/CalFresh case. Mom provides a court order stating she can receive state benefits for Child 1 and Dad can receive state benefits for Child 2.

In this scenario, would it be appropriate to discontinue Child 1 from Dad's case and begin aiding Child 1 on Mom's case?

10. REQUESTOR'S PROPOSED ANSWER:

No. Per 63-402.151(b) when the child eats the same number of meals with each parent, the first custodial parent to apply for the child would receive CalFresh benefits unless the two parents agree otherwise. In the above scenario, the children have been receiving CalFresh benefits on Dad's case. The child would not be discontinued from Dad's case unless the mother provides proof Dad has agreed to this action.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Based on the scenario provided, the county would discontinue Child 1 from Dad's case and begin aiding Child 1 on Mom's case due to it being a court order and she is able to provide proof of the order. MPP 63-402.151(b) applies only when no court order is in place.

FOR CDSS USE

DATE RECEIVED:	DATE RESPONDED TO COUNTY/ALJ: 7.13.17 JR
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